

February 6, 2006

**VIA ECFS**

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

**Re: Verscom LLC, EB Docket No. 06-36 & EB-06-TC-060**

Dear Ms. Dortch:

On behalf of Verscom LLC (“Verscom”), and pursuant to the Commission’s Public Notice dated February 2, 2006,<sup>1/</sup> we are submitting Verscom’s Certification of CPNI Filing along with a statement explaining how Verscom’s operating procedures ensure compliance with the Commission’s CPNI rules.

In accordance with Section 1.12 of the Commission’s Rules, please direct any questions or correspondence to the undersigned.

Sincerely,

/s/

Christopher R. Bjornson

Attachments

WDC 381916v.1

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<sup>1/</sup> Enforcement Bureau Opens New Docket for the February 6, 2006, Filing of CPNI Compliance Certifications, DA 06-258, Public Notice (rel. February 2, 2006).

### Statement Accompanying Annual Compliance Certificate

Pursuant to Section 64.2009 of the Federal Communications Commission's ("Commission's") rules and regulations, 47 C.F.R. § 64.2009, Verscom LLC ("Verscom") has prepared this statement outlining why its operating procedures ensure that it is in compliance with the Commission's Customer Proprietary Network Information ("CPNI") rules. Verscom has developed a CPNI compliance program to ensure that the use, disclosure, or access to CPNI by Verscom employees, joint venture partners, or third parties is in accordance with the FCC's rules. Under its compliance program, Verscom maintains the following:


- **Employee Training:** Verscom conducts training to ensure that employees with access to CPNI records comply with the FCC's rules and regulations.
- **An Employee Discipline Program:** Verscom has implemented an employee discipline process to handle situations involving the impermissible use of a customer's CPNI. Verscom disciplines employees that fail to comply with the FCC's CPNI rules.
- **A Supervisory Review Process for All Sales and Marketing Campaigns:** Verscom supervisors review sales and marketing campaigns to ensure that they comply with the FCC's CPNI rules. Verscom retains records of such reviews for one calendar year.
- **A System to Retain Records of Verscom's and its Affiliates' Sales and Marketing Campaigns:** Sales and marketing campaigns that use CPNI are maintained by Verscom. Records of such campaigns are kept for one calendar year.
- **A Process to Maintain Customer Approvals:** Verscom has developed a system to allow its employees, affiliates, agents, joint venture partners, or independent contractors to determine the status of a customer's approval to use its CPNI, whenever customer approval is required. Under the FCC's rules, Verscom is not required to obtain customer consent to use CPNI in all circumstances. To the extent required, Verscom obtains customer approvals and retains records of such approvals for one calendar year.
- **Confidentiality Procedures:** Verscom takes steps to ensure that CPNI received by its agents, affiliates, joint venture partners, and independent contractors is used properly. Verscom requires that the CPNI only be used for the purpose it was provided for and not disclosed to any other party, unless required by force of law.
- **A Method to Ensure that Verscom Sends Opt-out Notifications:** To the extent required, Verscom sends customers opt-out notifications every two years. Verscom waits thirty days before it infers that customer has consented to the use of its CPNI.
- **A Mechanism to Allow Customers to Restrict Access CPNI:** Verscom maintains a system to allow customers to restrict the use of their CPNI to the extent use of their CPNI may be restricted pursuant to the FCC's rules.
- **Procedures to Communicate Opt-Out Failures to the FCC:** Verscom has procedures in place to determine when its opt-out procedures are not working effectively. Verscom will notify the FCC by letter within five business days if its opt-out mechanism does not work properly.



**Certification of Verscom LLC**

February 6, 2006

I certify that I have personal knowledge that Verscom LLC ("Verscom") has established operating procedures that are adequate to ensure compliance with the FCC's Part 64, Subpart U Rules, 47 C.F.R. 64.2001 to 64.2009, which implement Section 222 of the Communications Act of 1934, as amended, 47 U.S.C. Section 222, regarding Customer Proprietary Network Information. A statement describing Verscom's efforts to remain compliant is attached to this document.

  
06 FEB 2006  
Emil Nil  
Chief Finance Officer  
Verscom LLC